

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

v.

RAMON ARAGON, *et al.*,

Defendants.

FILED
U.S. DISTRICT COURT
DISTRICT OF NEW MEXICO

02 MAY 17 PM 2

69cv07941 JEC-ACE

DEPT. SANTA FE

RIO CHAMA STREAM SYSTEM
Section 7: Rutherford & Plaza
Blanca

**NEW MEXICO'S MOTION TO JOIN
ADDITIONAL PARTIES DEFENDANT**

COMES NOW plaintiff State of New Mexico, *ex rel.* State Engineer ("State") and respectfully requests the Court to join as additional parties defendant the persons or entities named below and order them to answer the State's Complaint in this action as required in any civil action in the United States District Court or suffer default judgment against them. In support of this motion, the State asserts:

1. The persons listed in Exhibit A attached hereto are diverting and using or may claim the right to divert and use surface or underground waters within the Rio Chama Basin. These waters belong to the public and are subject to appropriation in accordance with the laws of the state. This Court has exclusive jurisdiction of adjudicate all claims to the right to divert, store, or use public waters in the Rio Chama Basin.

2. The persons or entities listed in Exhibit A are in Section 7 of the Rio Chama Stream System, and may be diverting and using water associated with the subfile numbers listed, or may otherwise be using and diverting surface or underground waters within Section 7 of the Rio Chama

6707

Stream System.

DATED: May 16, 2002

Respectfully submitted,



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CERTIFICATE OF SERVICE

I certify that a copy of New Mexico's Motion to Join Additional Parties Defendant was mailed to the following persons on May 17th, 2002.



Edward G. Newville

**RIO CHAMA SECTION 7
DISTRIBUTION LIST**

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Attachment A

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ARREGUIN, OLGA	1808 ALGODONES COURT, NE ALBUQUERQUE, NM 87112
ARREGUIN, ROBERT	1808 ALGODONES COURT, NE ALBUQUERQUE, NM 87112
BEACH, DAVID C.	P.O. BOX 864 CHAMA, NM 87520
BEACH, DONALD S.	HC 75, BOX 1055 RUTHERON, NM 87551
BEACH, FLORENCE E.	HC 75, BOX 1055 RUTHERON, NM 87551
BEACH, SAMUEL L.	P.O. BOX 01 RUTHERON, NM 87563
BEACH, TRUST, CHARLES R. & LEATRICE H.	P.O. BOX 1541 BLOOMFIELD, NM 87413
BLANTON, TRUST, MARSHALL J. & DOROTHY T.	P.O. BOX 70 AZTEC, NM 87410
BOLTON, VERNON D.	P.O. BOX 6273 MESA, AZ 85216
BROOKS, JAMES R.	83 OLD STONE MILL ROAD MARIETTA, GA 30067
BROOKS, SUSAN S.	83 OLD STONE MILL ROAD MARIETTA, GA 30067
CAIRD, BRUCE & MARY TRUST	2425 SAN PEDRO NE ALBUQUERQUE, NM 87110
CAIRD, MARY	2425 SAN PEDRO NE ALBUQUERQUE, NM 87110
CARDENAS, TONY	1116 11TH STREET RIO RANCHO, NM 87124
CHRISTIANSEN, GENE M.	HC 75, BOX 1152 LOS OJOS, NM 87551
COORS, HENRY G.	163 RAINBOW DRIVE, NO. 6313 LIVINGSTON, TX 773991063
COPE, BETHANY S.	HC 75, BOX 1200 RUTHERON, NM 87551
CORDOVA, TINA	7518 2ND STREET, NW ALBUQUERQUE, NM 87107
DEMILL, LINDA	P.O. BOX 31 ONTONSOON, MI 49953
DEVERS, JERROLL L.	HC 75, BOX 1175 RUTHERON, NM 87551
DEVERS, SHARON	HC 75, BOX 1175 RUTHERON, NM 87551
DILLAWAY, DEBRA	3905 WEST 48TH STREET EDINA, MN 55424
EASTSIDE GROUP, LTD	12377 MERIT DRIVE - SUITE 480 DALLAS, TX 75251
ELLIOTT, GEORGE	14955 DAKOTA ROAD APPLE VALLEY, CA 92307
ELLIOTT, KAREN	14955 DAKOTA ROAD APPLE VALLEY, CA 92307
FERNANDEZ, BARBARA C.	5733 CHAPARRAL COURT, NW ALBUQUERQUE, NM 87114
FERNANDEZ, MIGUEL M.	5733 CHAPARRAL COURT, NW ALBUQUERQUE, NM 87114
GARCIA, DESI	1116 11TH STREET RIO RANCHO, NM 87124
GARCIA, YVONNE	1116 11TH STREET RIO RANCHO, NM 87124
GOINS, STELLA	12230 CEDAR RIDGE, NE ALBUQUERQUE, NM 87112
GROVES, KENNETH L.	HC 75, BOX 1200 RUTHERON, NM 87551
HERNANDEZ, CLAUDIA	P.O. BOX 149 LOS OJOS, NM 87551
HERNANDEZ, TOMMY	P.O. BOX 149 LOS OJOS, NM 87551
HORN, WILLIAM	HC 75, BOX 1007 RUTHERON, NM 87551
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Attachment A

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LOPEZ, NICOLAS	P.O. BOX 14 LOS OJOS, NM 87551
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MAC ANDREW, PAUL R.	1604 11TH AVENUE SOUTH #101 SEATTLE, WA 98134
MAESTAS, BEN T.	P.O. BOX 933 ESPANOLA, NM 87532
MAESTAS, LUCY	P.O. BOX 933 ESPANOLA, NM 87532
MANZANARES, FERMIN P.	6304 SUMMERWOOD N.W. ALBUQUERQUE, NM 87120
MANZANARES, MARIA C.	6304 SUMMERWOOD N.W. ALBUQUERQUE, NM 87120
MANZANARES, MARIANO	LA PUENTE ROUTE TIERRA AMARILLA, NM 87575
MANZANARES, MARY LEAH	LA PUENTE ROUTE TIERRA AMARILLA, NM 87575
MANZANARES, RUBEN JR.	LA PUENTE ROUTE TIERRA AMARILLA, NM 87575
MANZANARES, SIMON CARLOS	6304 SUMMERWOOD N.W. ALBUQUERQUE, NM 87120
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MARQUEZ, RUBY H.	P.O. BOX 63015 ESPANOLA, NM 87532
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MARTINEZ, CATHERINE G.	GENERAL DELIVERY TIERRA AMARILLA, NM 87575
MARTINEZ, DELLA M.	1506 WELLS LANE BLOOMFIELD, NM 87413
MARTINEZ, JULIO F.	GENERAL DELIVERY TIERRA AMARILLA, NM 87575
MARTINEZ, TONY H.	1506 WELLS LANE BLOOMFIELD, NM 87413
MARTINEZ, TRUST, ROMAN	200 ROMANS LANE BLOOMFIELD, NM 87413
MARTINEZ, VIRGINIO R.	HC 75, BOX 1020 RUTHERON, NM 87551
MC GAUGHEY, BRIGIT	109 SHERWOOD BLVD. LOS ALAMOS, NM 87544
MC GAUGHEY, PATRICK L.	109 SHERWOOD BLVD. LOS ALAMOS, NM 87544
MELTON, WILLIAM N.	P.O. BOX 171 LOS OJOS, NM 87551
MERCURE, ANTONIA	P.O. BOX 16 RUTHERON, NM 87563
MERCURE, ELIPIO G.	P.O. BOX 104 PARKVIEW, NM 87551
MERCURE, JOSE DE LA LUZ	P.O. BOX 15 RUTHERON, NM 87563
MERCURE, ROSE M.	P.O. BOX 104 PARKVIEW, NM 87551
MINER, HOPE	23 CUCHILLA DE LUPE PLACITAS, NM 87043
MORRISON REVOCABLE TRUST,	HC 75, BOX 1022 RUTHERON, NM 87551
MORRISON, DELBERT	HC 75, BOX 1022 RUTHERON, NM 87551
MORRISON, MARILYN	HC 75, BOX 1022 RUTHERON, NM 87551
NORM VOGT, INC.,	P.O. BOX 488 LIKELY, CA 96116
PAPE, LOUISE W.	P.O. BOX 171 LOS OJOS, NM 87551
PAPE, WILLIAM R.	P.O. BOX 171 LOS OJOS, NM 87551

Attachment A

PERALTA, ALFRED Q.	P.O. BOX 4335 TAOS, NM 87571
PERALTA, ELIZABETH T.	P.O. BOX 4335 TAOS, NM 87571
PIUMA, JOSEPH J.	P.O. BOX 100 CHAMA, NM 87520
ROSS FAMILY TRUST,	HC 75, BOX 1024, UNIT B BIN 4 RUTHERON, NM 87551
SABLEMAN, SANDRA	P.O. BOX 22 LINDRITH, NM 87029
SALAZAR, GUMERCINDO P.	LA PUENTE ROUTE TIERRA AMARILLA, NM 87575
SERRANO, BERNARDO	P.P. BOX 555 CHAMA, NM 87520
SERRANO, DORIS	P.P. BOX 555 CHAMA, NM 87520
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SHROYER, REX A.	P.O. BOX 23 RUTHERON, NM 87563
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ULIBARRI, FRANK S.	P.O. BOX 30 RUTHERON, NM 87563
ULIBARRI, HEIRS OF JOSE VIDAL	P.O. BOX 581 CHAMA, NM 87520
ULIBARRI, JANELLE	305 ARAGON AVENUE WHITE ROCK, NM 87544
ULIBARRI, LOUISA	P.O. BOX 51 LOS OJOS, NM 87551
ULIBARRI, MARLA C.	P.O. BOX 25 LOS OJOS, NM 87551
ULIBARRI, MIKE	305 ARAGON AVENUE WHITE ROCK, NM 87544
ULIBARRI, OCTAVIANO R.	P.O. BOX 51 LOS OJOS, NM 87551
ULIBARRI, PEDRO A. JR.	8269 RACE STREET DENVER, CO 80229
ULIBARRI, PEDRO J.	8269 RACE STREET DENVER, CO 80229
ULIBARRI, RICHARD P.	P.O. BOX 25 LOS OJOS, NM 87551
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ULIBARRI, UDILIA	8269 RACE STREET DENVER, CO 80229
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VALDEZ, JOHNNY	P.O. BOX 11 RUTHERON, NM 87563
VALDEZ, ROSITA L.	P.O. BOX 83 LUMBERTON, NM 87547
WATER CONSUMERS ASSOC., RUTHERON MUTUAL DOMESTIC	P.O. BOX 204 LOS OJOS, NM 87520
WATER CONSUMERS ASSOC., RUTHERON MUTUAL DOMESTIC	P.O. BOX 204 LOS OJOS, NM 87520
WILLIAM HORN & ASSOCIATES,	1738 CAMINO REDONDO LOS ALAMOS, NM 87544